

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF GEORGIA
AUGUSTA DIVISION**

GARY JONES,

Plaintiffs,

vs.

CITY OF WAYNESBORO, ALBERTA J.

ANDERSON, RICHARD H. BYNE,

JAMES JONES, VICKEY BATES, BILL

TINLEY, WILLIE WILLIAMS,

VALERIE KIRKLAND, and WILLIE J.

BURLEY,

Defendants.

Case No.: 1:22-cv-00030-JRH-BKE

SECOND JOINT MOTION TO AMEND SCHEDULING ORDER

COME NOW Plaintiff Gary Jones and all Defendants, by and through their undersigned attorneys of record, and hereby jointly move the Court to amend its Scheduling Order (ECF Nos. 11 and 16), showing the Court as follows:

1. This action was removed to this Court on March 11, 2022 (ECF No. 1), and the Defendants filed timely answers March 18, 2022 (ECF Nos. 5, 6).
2. The parties had their Rule 26(f) planning conference on April 5, 2022, and filed their joint report on April 11, 2022 (ECF No. 10).
3. The Court entered a Scheduling Order on April 13, 2022 (ECF No. 11).
4. A conference was held on August 19, 2022 (ECF No. 14), and the Court granted the parties consent motion to extend the discovery period.
5. The current scheduling order (ECF Nos. 16 and 18) has the following remaining deadlines:

CLOSE OF DISCOVERY

February 1, 2023

JOINT STATUS REPORT

February 1, 2023

LAST DAY FOR FILING CIVIL MOTIONS March 1, 2023
INCLUDING DAUBERT MOTIONS, but
EXCLUDING MOTIONS IN LIMINE

6. Plaintiff and Defendants have been diligently pursuing discovery, and have completed written discovery and several depositions. Plaintiff estimates he has thirteen (13) depositions left to take in this matter, and Defendants have at least one (1) deposition they would like to take.

7. On November 7, 2022, Plaintiff, with the consent of all of the parties, filed a Stipulation of Dismissal as to All Defendants Except City of Waynesboro and Request for Dismissal of Count 2. A proposed Order was sent to the Court.

8. Plaintiff's counsel and Defendants' counsel have consulted, and are in agreement that an extension of the existing deadlines is warranted.

9. The parties jointly propose that the existing scheduling order (ECF No. 16 and 18) be amended, as follows:

CLOSE OF DISCOVERY	April 4, 2023
JOINT STATUS REPORT	April 4, 2023
LAST DAY FOR FILING CIVIL MOTIONS INCLUDING DAUBERT MOTIONS, but EXCLUDING MOTIONS IN LIMINE	April 30, 2023

10. The parties do not request that any other deadlines be extended at this time.

11. A proposed amended scheduling order is being submitted in accordance with Local Rules of the United States District Court of the Southern District of Georgia.

WHEREFORE, the parties pray that the Court grant their request to amend the Scheduling order to allow for the new deadlines outlined herein.

Dated: November 18, 2022

Respectfully submitted,

HUGGINS PEIL, LLC

/s/ Jeffrey F. Peil

Jeffrey F. Peil (SBN 967902)

jpeil@hugginsfirm.com

7013 Evans Town Center Blvd., Suite 502

Evans, Georgia 30809

Telephone: (706) 210-9063

Facsimile: (706) 210-9282

Attorney for Plaintiff

Signed: **DOUGLAS H. DUERR**

By: s/ Douglas H. Duerr

Attorney for Defendant City of Waynesboro

Signed: **RANDOLPH FRAILS**

By: s/ Randolph Frails

Attorney for Defendant City of Waynesboro

Signed: **DELIA M. DEBLASS**

By: s/ Delia M. Deblass

Attorney for Defendant City of Waynesboro

Signed: **PATRICIA T. PAUL**

By: s/ Patricia T. Paul

*Attorney for Defendants Anderson, Byne, Jones,
Bates, Tinley, Williams, Kirkland, and Burley*

Signed: **PATRICK T. O'CONNOR**

By: s/ Patrick T. O'Connor

*Attorney for Defendants Anderson, Byne, Jones,
Bates, Tinley, Williams, Kirkland, and Burley*

SIGNATURE CERTIFICATION

I hereby certify that **Douglas H. Duerr, Randolph Frails, Delia M. Deblasse, Patricia T. Paul, and Patrick T. O'Connor**, counsels for Defendants, concur in the content of this filing and have authorized me to sign their names to this filing.

By: s/ Jeffrey F. Peil

CERTIFICATE OF SERVICE

I hereby certify that on this day I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will automatically send e-mail notification of such filing to all attorneys of record.

Dated: November 18, 2022

HUGGINS PEIL, LLC

/s/ Jeffrey F. Peil

Jeffrey F. Peil

Attorney for Plaintiff